

FILED

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

SEP 17 2012
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY DEPUTY CLERK

UNITED STATES OF AMERICA,)
)
 Petitioner,)
)
V.)
)
REAL PROPERTY LOCATED AND)
SITUATED AT 9801 N. WARE ROAD,)
MCALLEN, HIDALGO COUNTY,)
TEXAS 78504,)
)
 Respondent.)

CIVIL ACTION NO. SA-12-CV-823-OLG

**ORDER TO ENTER, AND TAKE EXCLUSIVE POSSESSION,
CUSTODY, AND CONTROL OF REAL PROPERTY LOCATED AT
9801 N. WARE ROAD, MCALLEN, HIDALGO COUNTY, TEXAS**

On this date came on to be considered the United States of America's Motion to Enter, and Take Exclusive Possession, Custody, and Control of Real Property Described and Situated 9801 N. Ware Road, McAllen, Hidalgo County, Texas, for Purpose of Preserving and Securing, Pending Final Determination of Forfeiture. The Court, having considered same, is of the opinion that the Motion is meritorious and shall be, and hereby is, in all things GRANTED; and, IT IS HEREBY,

ORDERED that the Internal Revenue Service, and/or its designated representative, shall be permitted to enter and shall take exclusive possession, custody, and control of the Respondent Real Property for purpose of preserving and securing, said real property pending final determination of forfeiture, to wit:

Lot 1, Allen Estates Subdivision, Hidalgo County, Texas, according to the plat thereof recorded in Volume 45, Page 16, Plat Records of Hidalgo County, Texas.

The North 4.85 acres of the South 5.30 acres of Lot 143, PRIDE O' TEXAS SUBDIVISION, Hidalgo County, Texas, according to map

thereof recorded in Volume 5, Page 58 and 59, Map Records of Hidalgo County, Texas;

SAVE AND EXCEPT the West 400 feet previously conveyed to Lawrence R. Thompson and wife, Margaret V. Thompson by Deed date June 15, 1994, filed for record in the Office of the County Clerk of Hidalgo County, Texas, on June 30, 1995, under Clerk's File No. 395391 and corrected by instrument filed August 15, 1995 under Clerk's File No. 469168.

RESERVATIONS FROM AND EXCEPTIONS TO CONVEYANCE AND WARRANTY FOR ALL OF THE AFOREMENTIONED REAL PROPERTY: Easements, rights-of-way, and prescriptive rights, whether of record or not; all presently recorded instruments, other than liens and conveyances, that affect the property.

IT IS FURTHER ORDERED that the Internal Revenue Service and/or its designated representative shall take all necessary measures to preserve and protect the value of the above-described Respondent Real Property.

IT IS SO ORDERED.

SIGNED this the 17 day of Sept., 2012.



ORLANDO L. GARCIA
UNITED STATES DISTRICT JUDGE